



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2010 REGULAR SESSION

HOUSE BILL NO. 217

AS ENACTED

FRIDAY, MARCH 26, 2010

RECEIVED AND FILED
DATE April 8, 2010
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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adles

AN ACT relating to location of car dealerships.


Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 190 IS CREATED TO
2 READ AS FOLLOWS:

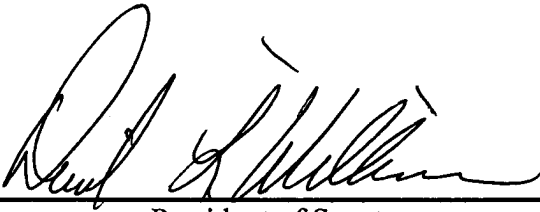
3 (1) Except as provided in subsections (2) and (3) of this section, if a dealer licensed
4 under this chapter has its franchise revoked by the manufacturer on or after
5 January 1, 2009, for grounds other than those provided in KRS Chapter 190, the
6 commission shall not grant a new motor vehicle dealer license establishing a new
7 motor vehicle dealership, or relocating an existing new motor vehicle dealership,
8 within a ten (10) mile radius of a location at which a former licensed new motor
9 vehicle dealer for the same line make of new motor vehicles had its franchise
10 revoked.

11 (2) If the manufacturer can show proof that the franchise was offered to the original
12 franchisee at substantially similar terms as offered to other potential buyers, and
13 the original franchisee refused the offer, then the prohibition in subsection (1) of
14 this section shall not apply and the commission may grant a new motor vehicle
15 dealer license within the ten (10) mile radius described in subsection (1) of this
16 section.

17 (3) The prohibition against granting a new motor vehicle dealer license outlined in
18 subsection (1) of this section shall remain in effect for ten (10) years from the
19 date of revocation of the original franchise by the manufacturer.



Speaker House of Representatives



President of Senate

Attest: 

Chief Clerk of House of Representatives

Approved 

Governor

Date 
